

**UNITED STATES DISTRICT COURT
DISTRICT OF DELAWARE**

GREG O'GARA, On Behalf Of The ESTATE
OF TAMARA PORTNICK, Individually and On
Behalf Of All Others Similarly Situated,

Plaintiff,

vs.

COUNTRYWIDE HOME LOANS, INC., a
wholly-owned subsidiary of COUNTRYWIDE
FINANCIAL CORPORATION,

Defendant.

C.A. No. 08-113 (JJF)

CLASS ACTION

JURY TRIAL DEMANDED

**PLAINTIFF'S MOTION TO STRIKE
AFFIRMATIVE DEFENSES ASSERTED IN
DEFENDANT'S ANSWER PURSUANT TO FED. R. CIV. P. 12(F)**

Plaintiff hereby moves this Court to strike the following affirmative defenses asserted in Defendant's Answer and Affirmative Defenses (D.I. 8): Affirmative defenses 2, 3, 4, 6, 8, 9, 13, 14, 19, 20, 21, 22, 23, 24. The bases for this Motion are set forth in plaintiff's opening brief in support of this motion, filed contemporaneously herewith.

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